IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 6596 OF 2007

IN

FIRST APPEAL (ST.) NO. 28777 OF 2007

Smt. Vaishali Anandrao Pawar & Ors. .... Applicants

Vs.

Smt. Pushpa Anandrao Pawar & Ors. .... Respondents

Mr. V.Y. Jadhav for Applicants.

CORAM : A.S. OKA, J.
DATE : 14TH DECEMBER, 2007

P.C.

1) Not on board. Taken on board.

2) This is an application made by the Applicants seeking grant of leave to prefer an appeal against the order dated 31st August 2007, by which Succession Certificate has been granted to the Respondent Nos.1 and 2.

3) As an Appeal is maintainable in the appropriate District Court, the learned Advocate for the Applicants submits that he may be permitted to withdraw the Appeal and pending Civil Applications with liberty to prefer an appeal

before the appropriate District Court. He prays that a limited relief may be granted to enable him to approach the appropriate District Court for seeking appropriate interim relief.

4) Hence, Registry is directed to return this Civil Application along with other Civil Applications and Memorandum of Appeal to the Advocate for Appellant for presenting the same to the appropriate District Court. For a period of three weeks from today, the Succession Certificate issued in terms of the impugned order shall not be acted upon.

5) Parties to act upon authenticated copy of this order.

(A.S. OKA, J.)